

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUATION SHEET
CIVIL APPLICATION NO.1469 OF 2006
IN
FIRST APPEAL NO.530 OF 2006**

Vasant Nemchand Munot

...Applicant

vs.

Ganesh Mahadeo Chavan

(since deceased through L.Rs.) & Anr.

...Respondents

Mr.Reddy i/b Ms Suhasini Mutalik for the Applicant

**CORAM: A.S.OKA, J.
DATED: MARCH 21, 2006.**

P.C.:

1. Heard Advocate for the Applicant. The Advocate for the Applicant/Appellant states that the challenge in the Appeal is confined to the clause Nos.4 and 5 of the operative part of the impugned Judgment and Order. Thus, the challenge is to the direction to pay interest and penalty.

2. Considering the nature of the impugned Judgment and Award, blanket stay cannot be granted.

3. Hence I pass the following order :

i) Till the final disposal of the Appeal, there will be stay of execution and operation of the clause Nos.4 and 5 of the impugned Judgment and Order subject to condition that the entire amount due and payable as directed by the clause Nos.4 and 5 will be deposited by the Applicant with the learned Commissioner for Workmen's Compensation within a period of

ten weeks from today.

ii) If the amount is not deposited within stipulated period,
interim stay granted will stand vacated.

iii) If the amount is deposited as directed, the original
claimants will be entitled to withdraw the same on furnishing
security to the satisfaction of the learned Commissioner for
the Workmen's Compensation.

. Civil Application is disposed of accordingly.

. As this Application is disposed of without notice to the
original claimants, they will be at liberty to apply for
modification of this order.

Judge.